THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.20215 of 2007

24.09.2007

Between

K.Geetha

…Petitioner

And

The Special Collector/Land Acquisition Officer, Bheema Project, Mahabubnagar and others.

…Respondents

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.20215 of 2007

ORDER:

This writ petition is filed aggrieved by the action of the second respondent in not allowing the petitioner to participate in the award enquiry proceedings treating the third respondent as the owner of the property in question.

According to the petitioner, the property in question, which is to an extent of Acs.1.16 guntas of land in Survey No.189 of Amarachinta village, Atmakur Mandal, Mahabubnagar, fell to the share of her husband and after his demise, she succeeded to the property and therefore, she is entitled for payment of compensation for acquiring the said land by the Government under the provisions of the Land Acquisition Act, 1984 (for short 'the Act'). It is

stated that though the petitioner appeared before the Land Acquisition Officer, her claim was not considered and therefore, she got issued a legal notice, dated 12.09.2007. In spite of the same, there was no proper response from the second respondent. Hence, the present writ petition.

In view of the claim made by the petitioner with reference to the land in question, the second respondent is directed to allow the petitioner also to participate in the award enquiry proceedings and thereafter only pass appropriate orders as to who is entitled to the compensation either by himself or by referring to the civil Court, if complicated questions are required to be decided as is contemplated under Section 30 of the Act. The petitioner is directed to file her objections before the second respondent within a period of two weeks from today.

The writ petition is accordingly disposed of, at the admission stage. No costs.

_____

24.09.2007

Note: Issue CC in three days.

(b/o)

VGB